

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

400B0330

HOUSE ENGROSSED NO. **HB1047** - 1/27/98

Introduced by: The Committee on Commerce at the request of the Department of Commerce
and Regulation

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the licensing of
2 marriage and family therapists.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 36-33-9 be amended to read as follows:

5 36-33-9. ~~The board shall issue a license to any applicant who files an application upon a form~~
6 ~~and in such manner as the board prescribes in rules promulgated pursuant to chapter 1-26,~~
7 ~~accompanied by a fee as established by rules promulgated pursuant to chapter 1-26, and who~~
8 ~~furnishes satisfactory evidence of the following to the board~~ An applicant for a license as a
9 licensed marriage and family therapist shall file an application with the board on a form, in the
10 manner, and along with an application fee established by the board in rules promulgated pursuant
11 to chapter 1-26. The board shall issue a license as a marriage and family therapist to an applicant
12 who pays the license fee and furnishes the board with satisfactory evidence that:

- 13 (1) The applicant is at least twenty-one years of age;
- 14 (2) The applicant is of good moral character;
- 15 (3) The applicant has received a master's or doctoral degree which consists of at least

forty-eight semester credit hours in marriage and family therapy from a program accredited by the Commission on Accreditation for Marriage and Family Therapy Education, or a program with specialty training in marriage and family counseling or therapy which is accredited by the Council for Accreditation of Counseling and Related Educational Programs, or a graduate degree from a regionally accredited educational institution and an equivalent course of study as approved by the board which meets the standards of the American Association for Marriage and Family Therapy. The course of study shall include:

- (a) Marriage and family studies (3 course, 9 semester credit minimum):
Introductory systems theory, family development, family systems (marital, sibling, individual subsystems), special family issues, gender and cultural issues, all with major focus from a systems theory orientation;
- (b) Marriage and family therapy (3 course, 9 semester credit minimum): Advanced systems theory and interventions, major systemic marriage and family treatment approaches, (structural, strategic, neoanalytic (object relations), behavioral marriage and family therapy, communications, sex therapy, etc.);
- (c) Human development (3 course, 9 semester credit minimum): At least one course in psychopathology-abnormal behavior is required and at least one course in assessment is required. The third course may be selected from human development (normal and abnormal), personality theory, or human sexuality;
- (d) Professional studies (1 course, 3 semester credit minimum): Professional ethics as a therapist including legal and ethical responsibilities and liabilities, family law, etc;
- (e) Research (1 course, 3 semester credit minimum): Research course in marriage and family studies and therapy including research design, methodology,

1 statistics;

2 (f) Practicum (supervised clinical practice), one year minimum during graduate
3 work: Fifteen hours per week, approximately 8 to 10 hours in direct clinical
4 contact with individuals, couples, and families. Minimum of three hundred
5 client contact hours required;

6 (4) The applicant has successfully completed (a) at least two years of supervised
7 professional work experience in marriage and family therapy following receipt of the
8 first qualifying graduate degree and the practicum required as part of the course of
9 study, and (b) at least two hundred hours of supervision of one thousand seven
10 hundred hours of marriage and family therapy conducted in face-to-face contact with
11 individuals, couples, and families including supervision in the diagnosis of individual
12 pathology. Only supervised clinical contact may be credited for this requirement. At
13 least one hundred of the two hundred hours of supervision must be individual
14 supervision. The supervisor shall be a licensed marriage and family therapist or the
15 equivalent as determined by the board pursuant to chapter 1-26; and

16 (5) The applicant passes a written or oral examination, or both, as the board may
17 prescribe by rules promulgated pursuant to chapter 1-26.

18 Section 2. That § 36-33-10 be repealed.

19 ~~— 36-33-10. Any person who files an application for licensure by January 1, 1996, is exempt~~
20 ~~from the requirements set forth in subdivisions 36-33-9 (3), (4), and (5) if the applicant is a~~
21 ~~licensed psychologist, a licensed certified social worker-private independent practice, or a~~
22 ~~licensed professional counselor and has completed at least five years of clinical experience in the~~
23 ~~practice of marriage and family therapy after receiving a master's degree, or the applicant has~~
24 ~~received (a) a graduate degree as prescribed by the board, in rules promulgated pursuant to~~
25 ~~chapter 1-26, from an accredited institution so recognized at the time of granting the degree, (b)~~

1 ~~has completed at least five years of clinical experience in the practice of marriage and family~~
2 ~~therapy after receiving a master's degree, and (c) is a member of or has been certified by an~~
3 ~~appropriate organization as prescribed by the board by rules promulgated pursuant to chapter~~
4 ~~1-26.~~

5 Section 3. That § 36-33-13 be amended to read as follows:

6 36-33-13. Any license issued by the board expires on ~~January first~~ December thirty-first of
7 the ~~second year after~~ of issuance. A license ~~may~~ shall be renewed ~~biennially upon~~ annually. A
8 licensee may request renewal by filing of an application of for renewal, on forms provided by the
9 board ~~and payment of the renewal fee,~~ along with the renewal fee established by the board
10 pursuant to § 36-33-17.

11 Section 4. That § 36-33-15 be amended to read as follows:

12 36-33-15. ~~Failure of a licensee to renew a license by January first of the year of expiration~~
13 ~~constitutes a forfeiture of the license. However, any person who has forfeited a license under this~~
14 ~~section may have it restored by making written application and paying the renewal fee for the~~
15 ~~current term.~~ Any licensed marriage and family therapist who allows the license to become
16 inactive may, within two years of the expiration date of the license, have the inactive license
17 restored to active status by paying the renewal fee for the current year, along with any applicable
18 late fees. However, no inactive license may be restored unless the applicant meets all continuing
19 education requirements.

1 **BILL HISTORY**

2 1/13/98 First read in House and referred to Commerce. H.J. 28

3 1/22/98 Scheduled for Committee hearing on this date.

4 1/22/98 Commerce Do Pass, Passed, AYES 13, NAYS 0. H.J. 186

5 1/22/98 Commerce Place on Consent Calendar.

6 1/26/98 Motion to Amend, Passed. H.J. 244

7 1/26/98 House of Representatives Do Pass Amended, Passed, AYES 58, NAYS 8. H.J. 244